

COMMISSIONER OF POLITICAL PRACTICES  
 1205 Eighth Avenue  
 Post Office Box 202401  
 Helena, MT 59620-2401  
 TELEPHONE: 406-444-2942  
 FAX NUMBER: 406-444-1643

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 COMMISSIONER OF  
 POLITICAL PRACTICES

Nov 27 4 13 PM '06

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## CAMPAIGN FINANCE AND PRACTICES

## COMPLAINT FORM (07/01)

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR VERIFICATION SIGNATURE

## PERSON BRINGING COMPLAINT (COMPLAINANT):

COMPLETE NAME Joe R. RobertsCOMPLETE MAILING ADDRESS 1821 Jerome PlaceHelena, MT. 59601TELEPHONE NUMBERS: WORK 444-2728 HOME 442-8891439-4208 (cell)

## PERSON OR ORGANIZATION AGAINST WHOM COMPLAINT IS BROUGHT (RESPONDENT):

COMPLETE NAME Unknown person, persons, or entityCOMPLETE MAILING ADDRESS n/a

TELEPHONE NUMBERS: WORK \_\_\_\_\_ HOME \_\_\_\_\_

PLEASE COMPLETE THE SECOND PAGE OF THIS FORM AND DESCRIBE IN  
 DETAIL THE FACTS OF THE ALLEGED VIOLATION.

## VERIFICATION BY OATH OR AFFIRMATION

STATE OF MONTANA, COUNTY OF LEWIS AND CLARK

I, JOE R. ROBERTS, being duly sworn, state that the information in this  
 Complaint is complete, true, and correct, to the best of my knowledge and belief.

(SEAL)

Signature of Complainant

Subscribed and sworn to before me this 14<sup>th</sup> day of  
Nov, 2006.

Lynne Marino  
 Notary Public

My Commission Expires: June 15, 2008

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PAGE 2

STATEMENT OF FACTS:

Describe in detail the alleged violation(s) and cite the statute or statutes you believe have been violated. Please attach copies of documentary evidence to support the facts alleged in your statement.

If the space provided below is insufficient, you may attach additional pages as necessary.

TYPE OR PRINT IN INK ALL INFORMATION ON THIS FORM EXCEPT FOR  
VERIFICATION SIGNATURE

COMPLAINTS MUST BE:

- SIGNED
- NOTARIZED
- DELIVERED IN PERSON OR BY CERTIFIED MAIL

Political advocacy advertisements related to the Lewis and Clark County road mill levy appeared in publications of general circulation in Helena and Lewis Clark County as follows: Helena Independent Record on November 2<sup>nd</sup> and 6<sup>th</sup>, 2006; a similar, but different advertisement appeared as a supplement to the November 1, 2006 edition of the Queen City News. Copies of the relevant publications are attached.

These political advertisements contained no attribution and appear to be in violation of Section 13-35-225, Montana Code Annotated. See also Section 13-37-210.

It appears that whoever sponsored these ads would also be required to file and report as a political committee under chapter 37 of Title 13, MCA.

Both of the referenced materials contain the name of Eric Griffin and identify him in his public capacity as Public Works Director of Lewis and Clark County. Section 13-35-226 (4) states that “[a] public employee may not solicit support for or opposition to.....the passage of a ballot issue while on the job or at the place of employment.”

Since the election of the road mill levy was decided by less than 100 votes there is a high probability that the apparent violations of Montana law referred to herein affected the outcome of the election and would constitute grounds for voiding the election. Section 13-35-107,108, MCA.